

**BOISE, FRIDAY, JANUARY 14, 2022, AT 1:30 P.M.**

**IN THE SUPREME COURT OF THE STATE OF IDAHO**

**BRANDEN JOHN DURST, a qualified elector )  
of the State of Idaho, )**

**Petitioner, )**

**and )**

**CANYON COUNTY, a duly formed and )  
existing county pursuant to the laws and )  
Constitution of the State of Idaho, )**

**Intervenor-Petitioner, )**

**v. )**

**IDAHO COMMISSION FOR )  
REAPPORTIONMENT, and LAWERENCE )  
DENNEY, Secretary of State of the State of )  
Idaho, in his official capacity, )**

**Respondents. )**

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**ADA COUNTY, a duly formed and existing )  
county pursuant to the laws and Constitution )  
of the State of Idaho, )**

**Petitioner, )**

**v. )**

**IDAHO COMMISSION FOR )  
REAPPORTIONMENT, and LAWERENCE )  
DENNEY, Secretary of State of the State of )  
Idaho, in his official capacity, )**

**Respondents. )**

**Supreme Court Docket No. 49261**

**Consolidated Case Nos: 49267, 49295  
and 49353**

**SPENCER STUCKI, registered voter** )  
**pursuant to the laws and Constitution of the** )  
**State of Idaho,** )  
**Petitioner,** )

**v.** )

**IDAHO COMMISSION FOR** )  
**REAPPORTIONMENT, and LAWERENCE** )  
**DENNEY, Secretary of State of the State of** )  
**Idaho, in his official capacity,** )

**Respondents.** )

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**CHIEF J. ALLAN, a registered voter of the** )  
**State of Idaho and Chairman of the Coeur** )  
**d'Alene, Tribe, and DEVON BOYER, a** )  
**registered voter of the State of Idaho and** )  
**Chairman of the Shoshone-Bannock Tribes,** )

**Petitioners,** )

**v.** )

**IDAHO COMMISSION FOR** )  
**REAPPORTIONMENT, and LAWERENCE** )  
**DENNEY, Secretary of State of the State of** )  
**Idaho, in his official capacity,** )

**Respondents.** )

Original proceeding before the Supreme Court of the State of Idaho.

Smith Driscoll & Associates, PLLC, Boise, for Petitioner, Branden Durst.

Bryan F. Taylor, Canyon County Prosecuting Attorney, Caldwell, for intervenor-petitioner, Canyon County.

Jan M. Bennetts, Ada County Prosecuting Attorney, Boise, for Petitioner, Ada County.

Spencer Stucki, petitioner *pro se*.

Ferguson Durham, PLLC, Boise, for petitioners Chief J. Allan and Devon Boyer.

Lawrence G. Wasden, Idaho Attorney General, Boise, for respondents.

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This case arises out of multiple petitions challenging the constitutionality of Plan L03, the legislative redistricting plan adopted by the Idaho Commission for Reapportionment (“the Commission”) following the 2020 federal census.

Under Article III, Section 2 of the Idaho constitution, the six-member Commission is tasked with creating new legislative districts after each federal census, which occurs every ten years. These districts, collectively referred to as a “plan,” must conform to the requirements set forth by the federal constitution, the Idaho constitution, and various statutory requirements. Petitioners argue that Plan L03 splits more counties than is required to comport with federal constitutional requirements, rendering Plan L03 unconstitutional under the Idaho constitution. The petitions were filed before this Court, which has original jurisdiction pursuant to Article III, Section 2 of the Idaho constitution.